



1-12-04

PATENT APPLICATION

RCE/1661

Express Mailing Label No. EL 961 108 116 US

image

IN THE U.S. PATENT AND TRADEMARK OFFICE

Attorney Docket No.: IPPM C-7

January 9, 2004

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the below-identified pending utility or plant application:

Serial No.: 10/043 572
Filing Date: January 10, 2002
Title: PEACH TREE 'V75024'
Inventor(s): Neil MILES
Group: 1661
Examiner: McCormick

Please direct correspondence to the address associated with the following customer number:

23474

FLYNN, THIEL, BOUTELL & TANIS, P.C.
(FIRM)

1. Submission required under 37 C.F.R. §1.114
 - a. ☐ An amendment under 37 C.F.R. §1.116 previously filed on _____ was not entered. Please enter before calculating the filing fee.
 - b. ☒ Enclosed is/are:
 - i. ☒ Amendment/Response (please enter before calculating the filing fee)
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☒ Acknowledgment Post Card
 - v. ☐ _____

2. Miscellaneous

- a. ☒ Small entity status is claimed. See 37 CFR 1.27.
☐ Statement(s) re small entity is/are enclosed.

b. ☐ _____.

3. Fees (The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed).

- a. ☒ The RCE fee and any filing fee for claims are calculated as shown below, after entering any amendments which this transmittal indicates are to be entered prior to such calculation:

| For | No. Filed | No. Extra | () LG Entity | RATE | (X) SM Entity | Fee |
|--|--------------|--------------|------------------|----------|------------------|-----------|
| Basic RCE Fee | | | | \$770.00 | \$385.00 | \$385.00 |
| Total Claims | (1 - 1 = 0) | | x \$ 18.00 | | x \$ 9.00 | |
| Indep. Claims | (1 - 1 = 0) | | x \$ 86.00 | | x \$ 43.00 | |
| <input type="checkbox"/> Multiple Dep. Claim | | | + \$290.00 | | + \$145.00 | |
| * * * TOTAL FILING FEE * * * | | | | | | \$ 385.00 |

- b. ☐ Pursuant to 37 C.F.R. §1.136(a), please extend the shortened period for response by month(s). The extension fee is:
☐ \$ (37 C.F.R. §1.17)
☐ \$ (37 C.F.R. §1.17; small entity status established by verified statement(s) submitted previously).
- c. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months). Suspension of action fee is \$_____ (37 C.F.R. §1.17(i)).
- d. ☒ A check for \$385.00 is enclosed to cover fees.
- e. ☐ Please charge my Deposit Account No. 06-1382 in the amount of \$_____. A duplicate copy of this transmittal is enclosed.
- f. ☒ The Commissioner is hereby authorized to charge payment of any additional application processing fees under 37 C.F.R. §1.17 associated with this communication or to

credit any overpayment to Deposit Account No. 06-1382.

A duplicate copy of this sheet is enclosed.

The undersigned is: ☒ an attorney of record

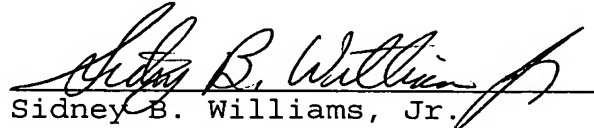
☐ acting under 37 C.F.R. §1.34.

Please direct all telephone calls to the undersigned at
telephone number (269) 381-1156.

Respectfully submitted,

FLYNN, THIEL, BOUTELL & TANIS, P.C.

IN DUPLICATE


Sidney B. Williams, Jr.
Reg. No. 24 949

SBW/cc

Encl: Listed above

106.10/03



PLANT PATENT APPLICATION

"Express Mail" Mailing Label No.: EL 961 108 116 US
Date of Mailing: January 9, 2004
Applicant(s): Neil MILES
Title: PEACH TREE 'V75024'

Serial No.: 10/043 572
Confirmation No.: 7931
Filed: January 10, 2002
Atty Docket No.: IPPM C-7

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAILING CERTIFICATE

Sir:

I hereby certify that the attached paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FLYNN, THIEL, BOUTELL & TANIS, P.C.

By: *Dina Skipper*

Date: January 9, 2004

Document(s) attached: Request for Continued Examination
Transmittal dated January 9, 2004, with
enclosures listed thereon

Telephone: (269) 381-1156
191.05/03